JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUN 11 2008

FILED
CLERK'S OFFICE

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: PET FOOD PRODUCTS
LIABILITY LITIGATION

Adria Tyndall, et al. v. Hill's Pet Nutrition, Inc., et al.,)
N.D. Illinois, C.A. No. 1:08-2427) MDL No. 1850

ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in this action (*Tyndall*) on May 8, 2008. Prior to expiration of that order's 15-day stay of transmittal, plaintiffs in *Tyndall* filed a notice of opposition to the proposed transfer. Plaintiffs in *Tyndall* subsequently failed to file the required motion and brief to vacate the conditional transfer order.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-9" filed on May 8, 2008, is LIFTED insofar as it relates to this action. The action is transferred to the District of New Jersey for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Noel L. Hillman.

FOR THE PANEL:

Jeffery N. Lüthi
Clerk of the Panel

A CERTIFIED TRUE COPY

JUN 11 2008

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

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CHAIRMAN:
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United States District Court
Western District of Kentucky

MEMBERS:
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Northern District of California

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United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

Judge David R. Hansen
United States Court of Appeals
Eighth Circuit

Judge Anthony J. Scirica
United States Court of Appeals
Third Circuit

DIRECT REPLY TO:

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June 11, 2008

William T. Walsh, Clerk
1050 Mitchell H. Cohen U.S. Courthouse
400 Cooper Street
Camden, NJ 08102

07 cv 3699

Re: MDL No. 1850 -- IN RE: Pet Food Products Liability Litigation

Adria Tyndall, et al. v. Hill's Pet Nutrition, Inc., et al., N.D. Illinois, C.A. No. 1:08-2427

Dear Mr. Walsh:

A conditional transfer order was filed in the above matter on May 9, 2008. Prior to the expiration of that order's 15-day stay, opposition to the proposed transfer was filed and, pursuant to Rule 7.4(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435 (2001), the conditional transfer order was stayed until further order of the Panel. The opposition has now been withdrawn and I am therefore enclosing a certified copy and one additional copy of today's order lifting the stay of the conditional transfer order and transferring the action to your district pursuant to 28 U.S.C. § 1407. The order is directed to you for filing.

A list of involved counsel is attached.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By Mecca S. Thompson
Mecca S. Thompson
Docket Specialist

Enclosures

cc: Transferee Judge: Judge Noel L. Hillman
Transferor Judge: Judge Robert W. Gettleman
Transferor Clerk: Michael W. Dobbins

JPML Form 68

IN RE: PET FOOD PRODUCTS LIABILITY LITIGATION

MDL No. 1850

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